

Sixth Appellate District

San Jose, California

MONDAY, AUGUST 5, 2002

(no minute approved orders)

TUESDAY, AUGUST 6, 2002

The Court met in its courtroom at 333 West Santa Clara Street, Suite 1060, San Jose, California. Present: Premo, Acting P.J.; Elia, J.; Wunderlich, J.; and S. Nasson, Deputy Clerk.

H022940 PEOPLE v. ALATORRE

Cause called and argued by Alexandra D'Italia appearing for Appellant and by Karen Yiu, Certified Law Student, appearing for Respondent. Cause ordered submitted.

H021635 PEOPLE v. MARTINEZ

Cause called and argued by Donn Ginoza appearing for Appellant and by David Baskind, Deputy Attorney General, appearing for Respondent. Cause ordered submitted.

H022692 PEOPLE v. SANCHEZ

Cause called and argued by Kathleen Novoa appearing for Appellant and by Dorian Jung, Deputy Attorney General, appearing for Respondent. Cause ordered submitted.

H022276 PEOPLE v. ROBINSON

Cause called and argued by Cynthia Thomas appearing for Appellant and by Dorian Jung, Deputy Attorney General, appearing for Respondent. Cause ordered submitted.

H022306 MONTGOMERY v. DIEDRICHSEN, et al.

Cause called and argued by Brian Kreger appearing for Appellant and by Jon Heaberlin appearing for Respondents. Cause ordered submitted. Court is adjourned.

H022518 CLICKARD v. CLICKARD; JONES, et al.

The judgment is affirmed. Wife and wife's parents, who are third-party respondents in this appeal, shall be entitled to costs on appeal. (not published)
(Bamattre-Manoukian, Acting P.J.; We concur: Mihara, J., Rushing, J.)

Filed August 6, 2002

Sixth Appellate District

San Jose, California

WEDNESDAY, AUGUST 7, 2002

H023378 MACDONALD v. THE GAP INC.

The judgment is affirmed. (not published)
(Premo, Acting P.J.; We concur: Elia, J., Wunderlich, J.)
Filed August 7, 2002

H022845 PEOPLE v. JOHNSON

The judgment is affirmed. (not published)
(Premo, Acting P.J.; We concur: Elia, J., Wunderlich, J.)
Filed August 7, 2002

H022506 PEOPLE v. BENTON-TOPPS

The judgment is affirmed. (not published)
(Mihara, J.; I concur: Bamattre-Manoukian, Acting P.J.
Concurring opinion by Rushing, J.
Filed August 7, 2002

H022277 PEOPLE v. BRANCH

The judgment is affirmed. (not published)
(Elia, J.; We concur: Premo, Acting P.J., Wunderlich, J.)
Filed August 7, 2002

THURSDAY, AUGUST 8, 2002

The Court met in its courtroom at 333 West Santa Clara Street, Suite 1060, San Jose, California. Present: Bamattre-Manoukian, Acting P.J.; Mihara, J.; Rushing, J.; and W. Magsaysay, Deputy Clerk.

H021626 PEOPLE v. ALVAREZ

Cause called and argued by Katarzyna Kozik appearing for Appellant and by Violet Lee, Deputy Attorney General, appearing for Respondent. Cause ordered submitted.

Sixth Appellate District

San Jose, California

Thursday, August 8, 2002 (Continued)

H022523 PEOPLE v. ANDREE

Cause called and argued by Ilan Funke-Bilu appearing for Appellant and by Frances Marie Dogan, Deputy Attorney General, appearing for Respondent. Cause ordered submitted.

H022643 PEOPLE v. HERNANDEZ

Cause called and argued by Laretta Oravitz-Komlos appearing for Appellant and by Ronald E. Niver, Deputy Attorney General, appearing for Respondent. Cause ordered submitted.

H022631 PEOPLE v. ESCOBAR

Cause called and argued by Terry L. Spitz, Deputy District Attorney, appearing for Appellant and by Michael Kresser appearing for Respondent. Cause ordered submitted. Court recesses until 1:30 p.m.

The Court reconvened at 1:30 p.m. in its courtroom at 333 West Santa Clara Street, Suite 1060, San Jose, California. Present: Bamattre-Manoukian, Acting P.J.; Mihara, J.; Rushing, J.; and R. W. Norvelle, Deputy Clerk.

H023484 PEOPLE V. RENE L., A Minor

Cause called and argued by Mitri Hanania appearing for Appellant and by Joan Killeen, Deputy Attorney General, appearing for Respondent. Cause ordered submitted.

H023919 DFCS v. DIANE B.

Cause called and argued by Appellant appearing in propria persona, by Teri L. Deputy County Counsel, appearing for Respondent and by Robert J. Masterson, Deputy District Attorney, appearing for Respondent minor. Cause ordered submitted.

H023211 PEOPLE v. CREMER

Cause called and argued by Alan Siraco appearing for Appellant and by Michele J. Swanson, Deputy Attorney General, appearing for Respondent. Cause ordered submitted.

H02247 MAI v. KRAUSE LADDER MANUFACTURING CO., et al.

Cause called and argued by Gerald Marer appearing for Appellant and by Helen E. Williams appearing for Respondents. Cause ordered submitted. Court is adjourned.

Sixth Appellate District

San Jose, California

Thursday, August 8, 2002 (continued)

H022466 MARRIAGE OF v. SPADAFORE

The order of the trial court is affirmed. (not published)
(Rushing, J.; We concur: Bamattre-Manoukian, Acting P.J., Mihara, J.)

Filed August 8, 2002

H021856 PEOPLE v. GOLF

The trial court's order granting defendant's motion for a new trial is affirmed. The defendant's judgment of conviction for child endangerment is affirmed. (not published)
(Rushing, J.; We concur: Bamattre-Manoukian, Acting P.J., Mihara, J.)

Filed August 8, 2002

H023501 SAN BENITO CO. HEALTH AND HUMAN SERVICES v. MOLLY F.

The orders of the juvenile court are reversed. (not published)

(Elia, J.; We concur: Premo, Acting P.J., Wunderlich, J.)

Filed August 8, 2002

H022952 PEOPLE v. MORENO

The order dismissing the complaint is affirmed. (not published)

(Mihara, J.; We concur: Bamattre-Manoukian, Acting P.J., Rushing, J.)

Filed August 8, 2002

H022960, H023355 & H023579 DFCS v. LACI G.

By the Court*:

Appellant's petition for rehearing is granted.

Filed: August 8, 2002

*Before Bamattre-Manoukian, Acting P.J., Mihara, J. and Rushing, J.

Sixth Appellate District

San Jose, California

FRIDAY, AUGUST 9, 2002

H022865 PEOPLE v. GAXIOLA

The judgment is reversed and the matter is remanded for
resentencing. (not published)

(Elia, J.; We concur: Premo, Acting P.J., Wunderlich, J.)

Filed August 9, 2002

H022772 PEOPLE v. CISNEROS

The judgment is reversed. (not published)

(Elia, J.; We concur: Premo, Acting P.J., Wunderlich, J.)

Filed August 9, 2002